

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

BYRON A. YORK,	:	
Plaintiff,	:	
vs.	:	CIVIL ACTION 09-0623-CG-M
MICHAEL J. ASTRUE,	:	
Commissioner of	:	
Social Security,	:	
Defendant.	:	

ORDER

After due and proper consideration of all pleadings in this file, and a *de novo* determination of those portions of the Recommendation to which objection is made, the Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is adopted as the opinion of this Court.

It is **ORDERED** that this action be **REVERSED** and **REMANDED** for further administrative procedures not inconsistent with the Orders of this Court.

DONE this 26th day of March, 2010.

/s/ Callie V. S. Granade
UNITED STATES DISTRICT JUDGE